

1 Douglas P. Cushing, WSB # 23392
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Attorney for Creditor City of St. Helens

Hon. Mary Jo Heston
Chapter 11
Location: 500 W. 12th Street,
2d Floor, Vancouver, WA
Hearing Date: 1/9/18
Hearing Time: 9:00 a.m.
Response Date: 1/2/18

8 UNITED STATES BANKRUPTCY COURT
9 WESTERN DISTRICT OF WASHINGTON
AT TACOMA

10 In re

11 PAUL JOE,

12 Debtor.

Case No. 17-41216-MJH

DECLARATION OF DOUGLAS P.
CUSHING IN SUPPORT OF
CREDITOR CITY OF ST. HELENS'
MOTION TO CONVERT THE
DEBTOR'S CHAPTER 11 CASE TO
A CHAPTER 7 CASE PURSUANT
TO 11 U.S.C. § 1112(b)

17 I, DOUGLAS P. CUSHING, do hereby state and declare as follows:

18 1. I am the attorney of record for Creditor City of St. Helens in the above-captioned
19 bankruptcy. I am over eighteen (18) years of age and competent to testify to the facts contained
20 herein. I make this declaration based upon my personal knowledge and I am competent to
21 testify.

22 2. I state that despite promises, the City of St. Helens has received no evidence of an
23 offer to purchase a portion of the property from Mr. Joe, nor of a proposal for financing.

24 3. I further state as of December 11, 2017, no proposed disclosure statement or plan
25 has been filed in the present bankruptcy.

DECLARATION OF DOUGLAS P. CUSHING IN SUPPORT OF
CREDITOR CITY OF ST. HELENS MOTION TO CONVERT THE
DEBTOR'S CHAPTER 11 CASE TO A CHAPTER 7 PURSUANT TO
11 U.S.C. § 1112(b) - Page 1

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49698-71067 2877931_1\CS\12\12\2017

1 **DECLARATION OF SERVICE**

2 I hereby certify that on the date shown below, I served a true and correct copy of the foregoing
3 DECLARATION OF DOUGLAS P. CUSHING IN SUPPORT OF CREDITOR CITY OF
4 ST. HELENS MOTION TO CONVERT THE DEBTOR'S CHAPTER 11 CASE TO A
5 CHAPTER 7 PURSUANT TO 11 U.S.C. § 1112(b) on:

6 All ECF Participants

7 Nicholas J. Henderson, nhenderson@portlaw.com

8 Troy G. Sexton, tsexton@portlaw.com

9 Attorneys for Debtor

10 Kathryn E. Perkins, kathryn.e.perkins@usdoj.gov

11 Attorney for US Trustee

12 United States Trustee, USTPRegion18.SE.ECF@usdoj.gov

13 ☒ by electronic transmission.

14 DATED: December 12, 2017.

15 s/ Douglas P. Cushing

16 Douglas P. Cushing, WSBA # 23392

17 Attorney for Creditor City of St. Helens

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DECLARATION OF SERVICE

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